

James B. Rhoads (GA BN 602050)  
BENJAMIN FRANKLIN LEGAL  
FOUNDATION, INC.  
Suite 300 One Alliance Center  
3500 Lenox Road, N.E.  
Atlanta, GA 30326  
Telephone: (404) 897-1800

Arnold R. Levinson (SBN 066583)  
Terrence J. Coleman (SBN172183)  
PILLSBURY & LEVINSON, LLP  
The Transamerica Pyramid  
600 Montgomery Street, Thirty-First Floor  
San Francisco, California 94111  
Telephone: (415) 433-8000  
Facsimile: (415) 433-4816

Attorneys for Plaintiff,  
**RICHARD P. WELLS**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IT IS HEREBY STIPULATED by and through the parties respective counsel of record that, due to a medical emergency of Plaintiff's counsel James B. Rhoads, the deadline for Plaintiff to respond to Defendant's Motion to Dismiss and Motion to Strike Amended Complaint shall be extended until September 6, 2005. All other briefing and hearing dates shall remain unchanged.

1  
2 **IT IS SO STIPULATED.**

3  
4 Dated: August 25, 2005

5  
6 BENJAMIN FRANKLIN LEGAL  
7 FOUNDATION, INC

8  
9 By: *s/ James B. Rhoads*  
10 James B. Rhoads, Esq.  
11 Attorneys for Plaintiff,  
12 JAMES B. WELLS

13 Dated: August 25, 2005

14 MANATT, PHELPS & PHILLIPS, LLP

15  
16 By: *s/ Gregory N. Pimstone*  
17 Gregory N. Pimstone, Esq.  
18 Attorney for Defendants,  
19 CALIFORNIA PHYSICIANS'  
20 SERVICE d/b/a BLUE SHIELD OF  
21 CALIFORNIA

22 **ORDER**

23  
24 **SO ORDERED:**

25 Dated: August 26, 2005

